

Texas Chiropractic Board Report



September 2018
Issue Two

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Summary of Actions

Regular quarterly meetings of the Texas Board of Chiropractic Examiners (TBCE) were held May 17, 2018 and August 16, 2018, in Austin. The following is a summary of Board actions taken during these meetings.

The Board voted to adopt amendments to the following rules:

- **Rule 72.9** - The adopted amendment reflects 2017 Sunset Commission recommendation to remove limitation on the number of times an applicant can take the Board's Jurisprudence Exam, in order to achieve a passing score.
- **Rule 78.3** - The adopted amendment conforms the rule regarding "Individuals with Criminal Backgrounds" to the 2017 Sunset legislation, SB 304, which dissolved the Board's statutory requirement to register chiropractic facilities.
- **Rule 78.5** - The adopted amendment conforms the "Duty to Respond to Complaint and Request for Information or Records" to the 2017 Sunset legislation, SB 304, which dissolved the Board's statutory requirement to register chiropractic facilities.
- **Rule 78.7** - The adopted amendment conforms the rule regarding "Public Interest Information" to the 2017 Sunset legislation, SB 304, which dissolved the Board's statutory requirement to register chiropractic facilities.
- **Rule 78.8** - The adopted amendment conforms the rule regarding "Complaint Procedures" to the 2017 Sunset legislation, SB 304, which dissolved the Board's statutory requirement to register chiropractic facilities.

The Board voted to propose amendments to the following rules, which will be posted at the Texas Register 30-day comment period:

- **Rule 74.1** - The rules relating to chiropractic radiologic technologists are proposed for repeal to conform to SB 674, which eliminated dual-registry requirements.

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... Summary of Actions

- **Rule 74.2** - The rules relating to chiropractic radiologic technologists are proposed for repeal to conform to SB 674, which eliminated dual-registry requirements.
- **Rule 77.13** - The rule regarding "Bribery" is proposed for repeal because it is an unnecessary duplication of a Penal Code provision.
- **Rule 77.14** - The rule regarding "Coercion of a Public Servant or Voter" is proposed for repeal because it is an unnecessary duplication of a Penal Code provision.
- **Rule 77.15** - The rule regarding "Improper Influence" is proposed for repeal because it is an unnecessary duplication of a Penal Code provision.
- **Rule 77.16** - The rule regarding "Tampering with a Witness" is proposed for repeal because it is an unnecessary duplication of a Penal Code provision.
- **Rule 77.17** - The rule regarding "Obstruction or Retaliation" is proposed for repeal because it is an unnecessary duplication of a Penal Code provision.

All proposed and adopted rules are submitted for publication in the [Texas Register](#) after each quarterly Board meeting.

We encourage all licensees to monitor proposed rules published in the [Texas Register](#) and to provide comments. Comments must be in writing and sent to the TBCE General Counsel at rules@tbce.texas.gov within the time period specified.

Current and past issues of the Texas Register are available online at: <http://www.sos.state.tx.us/texreg/index.shtml>. To receive email notification of future TBCE proposed, adopted or repealed rules or scheduled open meetings, contact the [Texas Register](#) at: register@sos.state.tx.us or call (512) 463-5561.



Texas Board of Chiropractic Examiners

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Attention New Licensees

Your first renewal cycle is pro-rated and generally not a full twelve months, thus completion of your Continuing Education (CE) requirements is not required until *after* your first license renewal.

When you renew your license for the second time, you should have completed sixteen (16) hours of approved CE, including the four (4) hours in Board-required topics and the one-time, eight (8) required hours for Medicare.



Board Disciplinary Actions Taken

Derrill L. James, Lic. No. 9616, Bellaire

Cease and Desist Order and administrative fine of \$1000 for failing to respond to board inquiries, failing to renew his chiropractic license and practicing chiropractic with an expired license.

Matthew D. Lohmeier, Lic. No. 4260, New Braunfels

Pay \$250 administrative fine for failing to maintain patient records.

Rueben M. Gutierrez, Lic. No. 12978, Grand Prairie

Two-year probated suspension, Pay an administrative fine of \$3000, Cease and Desist from using acupuncture in his practice until he has fully complied with TAC § 78.14, take and pass the Jurisprudence Exam, and complete an office audit with entire staff for failing to use proper diligence, practicing outside of his scope and failing to maintain patient records.

Allison Straub, Lic. No. N/A, Midland

Pay an administrative fine of \$1000 and cease and desist from practicing chiropractic without a license.

Michael Terry, Lic. No. 11158, Midland

Pay an administrative fine of \$1000 and pass the Jurisprudence Exam for allowing an unlicensed graduate to work under his license after the graduate had graduated more than one year prior.

Kiva L. Davis, Lic. No. 12045, Houston

Pay an administrative fine of \$500 for failing to furnish records when requested.

Erika Lee, Lic. No. N/A, Hurst

Take and pass the Jurisprudence Exam for applying for licensure with a criminal history.

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...Board Disciplinary Actions



Lou Roz, Lic. No. N/A, Houston
Cease and Desist from practicing
chiropractic without a license.

Karl A. Kuchenbacker, Lic. No. 2777,
Dallas
Revocation for felony criminal
conviction.

Dino J. Demetriou, Lic. No. 5325,
Deer Park
Revocation for felony criminal
conviction.

Leslie D. Sharp, Lic. No. 2706,
Granbury
Revocation due to default on a
contested-case hearing resulting from a
complaint regarding his failure to
comply with a previous board order.

William P. Hillger, Lic. No. 9799, Big
Spring
Revocation due to default on a
contested-case hearing resulting from a
complaint regarding sexual misconduct.

Robert Louder, Jr., Lic. No. N/A, Dallas
Cease and Desist Order for practicing
without a license.

TBCE Welcomes New DC Licensees

Issued March 2018, through August 2018.

Alexander Cizek, D.C.
Melissa Vanderpool Smith, D.C.
Bryan Hicks, D.C.
Gabriel Shelton, D.C.
Arian Azodi, D.C.
Lauren Penn, D.C.
Jason McCloskey, D.C.
Brandon Evans, D.C.
Annah Graves, D.C.
Kelley Humphries, D.C.
Phillip Guison, D.C.
Amy Nguyen, D.C.
Jackson Humphrey, D.C.
Alan Trites, D.C.
Frederick Hannie, JR., D.C.
Michael Keller, D.C.
Patricia Jimenez Baralt, D.C.
Marie Sbeiti, D.C.
Joe Kennedy, D.C.
De metra Mydlo, D.C.
Diamond Minniefield, D.C.
Cerita Gaddi, D.C.
Federico Osuna, D.C.
Alexander Beatty, D.C.
Kelsey Tobler Cardenas, D.C.
Jacob Navarro, D.C.
Mario Cortes Salcido, D.C.
Grace Kozal, D.C.
Leah Humphries, D.C.
Mark Hanses, D.C.
Lauren Sattler, D.C.
Sarah Carr, D.C.
Robin Henderson, D.C.
Adam Williams, D.C.
Daphine Stroops, D.C.
Peder Angell, D.C.
Peter Martinez, D.C.
CarlingMcMichael, D.C.
Kevin Steck, D.C.
Amber Romer, D.C.
Andrew Jackson, III, D.C.
Bethany Meyer, D.C.

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President's Message



One of the functions of this Board in its mission to safeguard and promote public health is to license "skilled professionals." In addition to achieving the D.C. degree in an

accredited institution, every licensed Doctor of Chiropractic in Texas must have achieved a passing score in each of Parts I, II, III, and IV of the examinations administered by the National Board of Chiropractic Examiners (NBCE) or have secured approval for licensure in some cases through demonstration of knowledge and skill in a special purposes examination also administered by the NBCE.

I had the privilege of representing the Board again in June of this year at NBCE headquarters for developing the Part IV examination. The test is designed to ensure that all applicants for state licensure have met the standards of knowledge and skill that we require. An important feature in the administration of these tests at fourteen test sites across the nation is that of standardization and fairness to every examinee. Another important feature is that the content is based on a current job analysis of chiropractors nationwide, correlating with the actual duties and responsibilities of practicing chiropractors.

I also recently had the privilege of assisting the NBCE in the transition to digital diagnostic imaging at all test sites. The test development process is arduous for NBCE staff and state board participants, and admittedly expensive for graduating students already with significant debt load, but the product provides the public with assurance that our licensees have met the standard of education and training required in all 50 states. Our vision of safe and efficient public service by the chiropractic profession is in focus.

Mark R. Bronson, D.C., F.A.C.O.

ED Update

Since joining the agency in March, I've focused on staff development opportunities, including improved training and tools to allow us to work smarter, but at the same time still working hard on the agency's mission. I'm proud to lead the agency's small, but dedicated staff.



In the next several months, we'll be launching a new database for licensees that will allow them to access a profile of their license expiration date, continuing education, and more.

Between now and the end of the year, we'll be working on our regular business, but also gearing up for the 86th Legislature that will convene in January and run through the end of May 2019.

The agency's 2019-2023 Strategic Plan and our 2020-2021 Legislative Appropriations Request are both posted and available for viewing on our website under the "Publications" tab. <https://www.tbce.state.tx.us/publications.html#REPORTS>

The staff and I welcome your comments. Feel free to drop me an e-mail at patrick@tbce.texas.gov any time.

Agency Licensing & Registration Summary through August 31, 2018



Number of Chiropractic Doctors	
Active License	5,841
CE-Conditional License	49
Expired License	227
Inactive License	679
Non-Renewable License*	2,774
Probated License	13
Suspended License	4



Compliance & Investigations Information March 1, 2018 – August 31, 2018

Complaints Opened	
Complaints Received YTD	96
Complaints Closed	80
Average Days to Close Complaints	170
Closed with Orders	16

Top 3 Closed Complaints by Violation Type	
Lack of Due Diligence	22
Records Allegations	22
Criminal Convictions	20

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The **Texas Chiropractic Board Report** is the official publication of the Texas Board of Chiropractic Examiners. Newsletters are published following Board meetings, which are typically held in February, May, August, and November.

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...New DC Licensees

Andrea Ohmann, D.C.
Lauren Lee, D.C.
William Schlackman, D.C.
Peter Youssef, D.C.
Cary Finale, D.C.
Thomas Vu, D.C.
Nathan Nguyen, D.C.
Bella Nobles, D.C.
Tamara Carter, D.C.
Natalie Hope, D.C.
Jacob Hamblen, D.C.
Shannon Kirkwood, D.C.
Stephen Young, D.C.
Morgan Gomez, D.C.
Tyler Dorshorst, D.C.
Jared Capeloto, D.C.
Moriarn Adigun, D.C.
Flint Loughridge, Jr., D.C.
Zachary Grant, D.C.
Andre Taylor, D.C.
Crysta Williams, D.C.
Sheila Kim, D.C.
Guang Chen, D.C.
Megan Shortell, D.C.
Shelby Phelps, D.C.
Cindy Summers, D.C.
Jacob Schumann, D.C.
Amber Horsley, D.C.
Christopher Malaya, D.C.
Baillie Trumble, D.C.
Sarah Evans, D.C.
Antonio Alfieri, III, D.C.
Kathryn Langdon, D.C.
Caleb Priddy, D.C.
Andrea Talley, D.C.
Shereffa Clarke, D.C.
Jill Enebo, D.C.
Leah Garcia, D.C.
Logan Martin, D.C.
Cody Dimak, D.C.
James Sullivan, Jr., D.C.
Denise Chranowski, D.C.
Karina Castillo, D.C.
Ryan Wasilewski, D.C.
Andrew Oestreich, D.C.
Meng Sun, D.C.
Joseph Fuhrman, D.C.
Jason Hennen, D.C.
Todd Gignac, D.C.
Jennifer Gordon, D.C.

Janna Shuemake, D.C.
Courtney Cabrera, D.C.
Monica Hirsch, D.C.
Nikolas Bixenman, D.C.
Nathaniel Littman, D.C.
Federico Villafane, D.C.
Rachel Taylor, D.C.
Erika Eeds, D.C.
Jonathan Parks, D.C.
Melissa Ferrer Hall, D.C.
Jeffrey DeYoung, D.C.
Alyssa Thomas, D.C.
Paul Britt, D.C.
Curtis Hoang, D.C.
Abby Lee, D.C.
Alexander Bonk, D.C.
MaryAnne Dimak, D.C.
Blake Carroll, D.C.
John Petro III, D.C.
Jason McAfee, D.C.
Summer Brown, D.C.
Jesse Hayes, D.C.
Kellus Pruitt, D.C.
Beverly Owusu-Duku, D.C.
Pankti Fadia, D.C.
Meche lie Tran, D.C.
Michelle Mueller Kirk, D.C.
Cody Bergeson, D.C.
Allison Storey, D.C.
Viviana Hartmann, D.C.
Ky Schoenenberger, D.C.
Barry Wiese, D.C.
Baron Kanter, D.C.
David Heitmann, D.C.
Darsej Rae, D.C.
Emily Ranstadler, D.C.
Gordon Newell, D.C.
Amanda Cline-Grant, D.C.
Jason Evans, D.C.
Kara Williamson, D.C.
Anna Moreira, D.C.

Reinstatements:

James Underwood, D.C.
Daniel Garcia, D.C.
Larry Warner, D.C.
Princeton Nguyen, D.C.
Candice Hayes, D.C.
Jessica Allen, D.C.

Service Awards

The TBCE recognized Board members Dr. Karen Campion, Kenya Woodruff, and Dr. Amy Gonzales at the August meeting for their dedicated and longtime service to the board and state of Texas.



Texas Chiropractic Board Report Memorials



Ramiro Marmolejo, Sr. was born on October 20, 1921 and passed away on April 6, 2018. Ramiro graduated from Texas Chiropractic College on August 20, 1949, and held a license in Texas until he retired in 2001.

Memorials are published by the TBCE at no cost, as a tribute to deceased Texas Doctors of Chiropractic. Information included is primarily related to the individual's accomplishments in the chiropractic profession. To submit a memorial, please email tbce@tbce.state.tx.us, or call (512) 305-6906 for more information.